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12 Attorneys for Defendants  
JOHNSON & JOHNSON INC. AND SCIOS  
13 INC.

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION  
16

17 UNITED STATES *ex rel* STROM,  
18 Plaintiffs,  
19 vs.  
20 SCIOS INC. and JOHNSON & JOHNSON,  
21 Defendants.  
22

CASE NO. C 05-3004 CRB

STIPULATION AND [PROPOSED]  
ORDER EXTENDING TIME IN WHICH  
DEFENDANTS MUST MOVE TO  
DISMISS OR OTHERWISE RESPOND  
TO THE COMPLAINT AND SETTING A  
BRIEFING SCHEDULE THEREON

23 Trial Date: None Set  
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1 WHEREAS, the United States filed its Complaint in this matter on June 11, 2009; and  
2 WHEREAS, Defendants Johnson & Johnson Inc. and Scios Inc. waived service of process  
3 of the Government's complaint; and

4 WHEREAS, the deadline by which Defendants must move to dismiss or otherwise respond  
5 to the Government's complaint is currently August 10, 2009; and

6 WHEREAS, the parties, through their undersigned counsel, have agreed to extend by 30  
7 days the deadline by which Defendants must move or otherwise respond to the Complaint; and

8 WHEREAS, the parties, through their undersigned counsel, have further agreed to extend  
9 by 30 days the deadline by which the government must oppose any motion to dismiss the  
10 complaint, AND TO ESTABLISH AN AGREED-UPON BRIEFING SCHEDULE THEREON;

11 IT IS HEREBY ORDERED THAT:

12 Defendants shall file their motion to dismiss, or shall otherwise respond to the complaint,  
13 on or before September 10, 2009; and

14 IT IS FURTHER ORDERED THAT:

15 The Government shall oppose any such motion by filing its opposition brief on or before  
16 October 23, 2009; and

17 IT IS FURTHER ORDERED THAT:

18 Defendants' reply in support of its motion to dismiss shall be filed on or before November  
19 6, 2009.

20 IT IS FURTHER ORDERED THAT:

21 Defendants' motion shall be heard by this Court on November 20, 2009, at 10:00 am/p.m.  
22 or at such other time as the Court may direct.

23 IT IS SO ORDERED.

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25 Dated: July 24 2009

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26 Hon. Charles R. Breyer  
United States District Judge

1 Dated: July 22, 2009

QUINN EMANUEL URQUHART OLIVER &  
HEDGES, LLP

2 By John M. Potter, Jr.  
3 John M. Potter  
4

5 Attorneys for Defendants Johnson & Johnson Inc.  
6 and Scios Inc.

7 Dated: July 22, 2009

8 By Sara Winslow  
9 SARA WINSLOW  
10 JULIE A. ARBUCKLE  
11 Assistant United States Attorneys

12 Dated: July 22, 2009

13 By Sara Winslow  
14 JOYCE R. BRENDA  
15 PATRICIA R. DAVIS  
16 RENÉE S. ORLEANS  
17 Civil Division, U.S. Department of Justice

18 Attorneys for the United States

19 Dated: July 22, 2009

20 NOLAN & AUERBACH, P.A.

21 By Matthew R. Pavone  
22 MATTHEW PAVONE

23 Attorneys for Qui Tam Plaintiff Joe Strom